

Owen, Wickersham & Erickson, P.C.
455 Market Street, 19th Floor ~ San Francisco, California 94105
Voice 415/882-3200 ~ Fax 415/882-3232

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514 on

April 29, 2004.

Signed

BC Dunne

B.C. Dunne

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Trademark Application of



Applicant: Veritas Operating Corporation

05-03-2004

Serial No.: 76/184,955

U.S. Patent & TMO/TM Mail Rcpt Dt. #66

Mark: VERITAS VISION

Filed: December 22, 2000

Published: October 8, 2002

TO THE ASSISTANT COMMISSIONER FOR TRADEMARKS:

**REQUEST UNDER RULE 2.102 FOR EXTENSION
OF TIME FOR FILING NOTICE OF OPPOSITION**

In the matter of the above-identified trademark application, which was published in the *Official Gazette* of October 8, 2002, Verity, Inc, a Delaware corporation located at 894 Ross Drive, Sunnyvale, California 94089, by and through its attorneys, hereby requests that the opposition period be extended sixty (60) days from the present deadline of April 30, 2004 or until June 29, 2004.

The parties are exploring means to settle this matter. The time sought by this request is to permit the parties time to determine if an agreement can be reached and the matter resolved without the necessity of filing an opposition. This request is made in good faith and not for purposes of delay.

Potential opposer has four applications pending (76/233390, 76/233387, 76/218867,

1 76/218866). In all four applications the examining attorney has cited the above-identified application
2 as a potential block to registration. Potential opposer filed responses to office actions in September
3 2003 that have not yet been acted upon. Potential opposer has spoken to the Examining Attorney and
4 requested that she act upon the responses and withdraw her rejection. The parties are hopeful that the
5 examining attorney will withdraw her citation to the above-identified application without the need for
6 the parties to act upon the opposition. The requested extension is required in order to allow the
7 examining attorney to act on the responses to office actions and thereby allow the parties to determine
8 what action, if any, is necessary.

9 Applicant's counsel, Lawrence R. Robins, in an email dated April 29, 2004, consented to this
10 request for an extension of time, waiving signature. A copy of this Request has been served upon
11 Applicant's counsel.

12 This request is being submitted in triplicate as required by 35 C.F.R. Section 2.102(d).
13

14 Respectfully submitted,

15 OWEN, WICKERSHAM & ERICKSON P.C.
16

17
18 Dated: April 29, 2004

19 By 

Gregory N. Owen

Attorneys for Potential Opposer

20 455 Market Street, 19th Floor
21 San Francisco, CA 94105
22 Phone: (415) 882-3200
23 Fax: (415) 882-3232
24 E-mail: gowen@owe.com
25
26
27

Certificate of Mailing

I hereby certify that a copy of this REQUEST UNDER RULE 2.102 FOR EXTENSION OF TIME FOR FILING NOTICE OF OPPOSITION is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to:

Julia Anne Matheson
Lawrence R. Robins
Finnegan, Henderson, Farabow, Garrett & Dunner LLP
1300 I Street NW
Washington, DC 20005

DATED: April 29, 2004


B.C. Dunne

S:\clients\Verit\Extension12-VERITAS VISION.wpd